

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADALAMONT ROBERTS,
Plaintiff,

v.

WASHOE COUNTY SHERIFFS
DETENTION FACILITY, et al.,
Defendants.

Case No.: 3:24-cv-00039-ART-CSD

ORDER

On January 24, 2024, pro se plaintiff Lamont Roberts, an inmate at Washoe County Detention Facility ("WCDF"), submitted a complaint under 42 U.S.C. § 1983 and applied to proceed *in forma pauperis*. (ECF Nos. 1-1, 1). The application to proceed *in forma pauperis* is incomplete because Plaintiff failed to submit an inmate trust fund account statement for the previous six-month period with it. Even if Plaintiff has not been at WCDF for a full six-month period, he must still submit both a financial certificate and an account statement for the dates that he has been at the facility.

This Court must collect filing fees from parties initiating civil actions. 28 U.S.C. § 1914(a). As of December 1, 2023, the fee for filing a civil-rights action is \$405, which includes the \$350 filing fee and the \$55 administrative fee. See 28 U.S.C. § 1914(b). "Any person who is unable to prepay the fees in a civil case may apply to the court for leave to proceed *in forma pauperis*." Nev. L.R. LSR 1-1. For an inmate to apply for *in forma pauperis* status, the inmate must submit **all three** of the following documents to the Court: (1) a completed **Application to Proceed in Forma Pauperis for Inmate**, which is pages 1–3 of the Court's approved form, that is properly signed by the inmate twice on page 3; (2) a completed **Financial Certificate**, which is page 4 of the Court's approved form, that is properly signed by both the inmate and a prison or jail official; and (3) a copy of the **inmate's prison or jail trust fund account statement for the previous six-month period**. See 28 U.S.C. § 1915(a)(1)–(2); Nev. L.R. LSR 1-2. *In forma pauperis* status

1 does not relieve an inmate of his or her obligation to pay the filing fee, it just means that
2 the inmate can pay the fee in installments. See 28 U.S.C. § 1915(b).

3 It is therefore ordered that Plaintiff has **until April 8, 2024**, to either pay the full
4 \$405 filing fee or file with the Court a copy of the inmate's trust fund account statement
5 for the previous six-month period or, if shorter, the dates he's been at WCDF.

6 Plaintiff is cautioned that this action will be subject to dismissal without prejudice if
7 he fails to timely comply with this order. A dismissal without prejudice allows Plaintiff to
8 refile the case with the Court, under a new case number, when he can file a complete
9 application to proceed *in forma pauperis* or pay the required filing fee.

10 The Clerk of the Court is directed to send Plaintiff Lamont Roberts the approved
11 form application to proceed *in forma pauperis* for an inmate and instructions for the same
12 and retain the complaint (ECF No. 1-1) but not file it at this time.

13 DATED THIS 6th day of February 2024.

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16 UNITED STATES MAGISTRATE JUDGE
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